o.: 06975-074001 / Security 05

21824

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Christopher J. Wright et al.

Serial No.: 09/666,104 Examiner: Unknown

Filed : September 20, 2000

Title : SECURING AN ACCESS PROVIDER

RECEIVEU

Commissioner for Patents Washington, D.C. 20231

Group 2100

Mag + 3 2001

#### REQUEST TO CORRECT INVENTORSHIP UNDER 37 CFR 1.48(A)

#### **AND**

#### PETITION UNDER 37 CFR 1.47(A)

Applicants hereby request under 37 CFR 1.48(a) correction of inventorship in the above-captioned patent application to include the following as the joint inventors:

Christopher J. Wright,

Jonathan K. Robertson,

Patrick Hufford,

Terry Rolon, and

Thomas Stehnach.

The application was originally filed naming Joseph G. Barrett, Christopher J. Wright, and Jonathan K. Robertson as joint inventors. This error in inventorship was made without deceptive intent and was discovered only after the application was filed.

Declarations by Joseph G. Barrett, Patrick Hufford, and Thomas Stehnach supporting this inventorship change are submitted herewith. However, a declaration by Terry Rolon is <u>not</u> submitted as he could not be reached after diligent effort. Therefore, Applicants also petition under 37 CFR 1.47(a) to make the application on behalf of Terry Rolon who cannot be reached after <u>diligent effort</u>. Terry Rolon's last known address is:

46168 Aisquith Terrace

Potomac Falls, VA 20165

USEU 1468: 76/00/2001 FFAM2/21A 09866104 09866104 09866104 -620.00 0P

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Attorney's Dock 10.: 06975-074001 / Security 05

Ápplicant: Christopher J. Willer et al

Serial No.: 09/666,104

Filed: September 20, 2000

Page : 2

Submitted in support of this request and petition with this request are the following documents:

1) A declaration by the person named as an inventor in error, Joseph G. Barrett, confirming that the error in inventorship occurred without deceptive intent on his part.

- 2) A declaration by a person omitted as an inventor in error, Thomas Stehnach, confirming that the error in inventorship occurred without deceptive intent on his part.
- 3) A declaration by a person omitted as an inventor in error, Patrick Hufford, confirming that the error in inventorship occurred without deceptive intent on his part.
- 4) A new combined declaration and power of attorney signed by the joint inventors, Christopher J. Wright, Jonathan K. Robertson, Patrick Hufford, and Thomas Stehnach, which is also on behalf of the non-signing, unavailable joint inventor, Terry Rolon.
- 5) A non-signed petition to correct inventorship submitted on behalf of Terry Rolon, who was omitted in error without deceptive intent on his part and is now unavailable to sign the declaration.
  - 6) The written consent of the assignee consenting to the correction of inventorship.
- 7) A check for \$260.00 in payment of the required fees under 37 CFR 1.17(h) and (i), which includes \$130.00 for the Request under 37 CFR 1.48(A) and \$130.00 for the Petition under 37 CFR 1.47(A).
- 8) A declaration of facts as to proof of the unavailability of non-signing inventor, Terry Rolon. (Separate documents are attached to the declaration of facts evidencing the unavailability of this inventor).
- 9) A copy of a letter dated April 27, 2001, and signed by Joe Barrett, Vice President of Network Operations at America Online, Inc., stating the last known address of Terry Rolon.

Applicant: Christopher J. Whent et al

Serial No.: 09/666,104

Filed: September 20, 2000

Page :

: September 20, 2000 : 3

We also request issue of a corrected Official filing receipt reflecting the corrected inventorship.

Please charge any additional fees, or make any credits, to Deposit Account No. 06-1050.

Respectfully submitted,

Date: 8 8 2001

W. Karl Renner Reg. No. 41,265

Fish & Richardson P.C. 601 Thirteenth Street, N.W. Washington, DC 20005 Telephone: (202) 783-5070 Facsimile: (202) 783-2331

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Attorney's Doc! Jo.: 06975-074001 / Security 05

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Group 2100

Attorney's Doc No.: 06975-074001 / Security 05

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

rt Unit

**1**xaminer : Unknown

Applicant: Joseph G. Barrett et al. Serial No.: 09/666,104

Filed

: September 20, 2000

Title

: SECURING AN ACCESSION DER

Commissioner for Patents Washington, D.C. 20231

## PETITION TO CORRECT INVENTORSHIP INVENTOR'S DECLARATION

#### JOSEPH G. BARRETT hereby declares:

- 1. That s/he is not an/the original named inventor of the noted patent application.
- 2. That through error, without any deceptive intention on his/her part or that of any actual inventor, the above-captioned application was filed naming JOSEPH G. BARRETT, CHRISTOPHER J. WRIGHT, and JONATHAN K. ROBERTSON, rather than CHRISTOPHER J. WRIGHT, JONATHAN K. ROBERTSON, PATRICK HUFFORD, TERRY ROLON and THOMAS STEHNACH. This error was discovered after the application was filed.
- 3. That all statements made herein of his/her own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

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AUG 1 3 2001

**Group 2100** 

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Applicant: Joseph G. Barret

Serial No.: 09/666,104

: September 20, 2000 Filed

Page : 2

2001

УOSEPH G. BARRETT 12808 New Parkland Drive

Attorney's Doc No.: 06975-074001 / Security 05

Oak Hill, VA 20171 Title: VP In

Fish & Richardson P.C. 601 Thirteenth Street, NW Washington, DC 20005 Telephone: (202) 783-5070

Facsimile: (202) 783-2331

40046955.doc



Applicant: Joseph G. Barrett et al. 10 Serial No.: 09/666,104 Examiner: Unknown

Filed: September 20, 2000

Title : SECURING AN ACCESS PROVIDER

Commissioner for Patents Washington, D.C. 20231

## PETITION TO CORRECT INVENTORSHIP INVENTOR'S DECLARATION

#### THOMAS STEHNACH hereby declares:

- 1. That s/he is an/the original named inventor of the noted patent application.
- 2. That through error, without any deceptive intention on his/her part or that of any actual inventor, the above-captioned application was filed naming JOSEPH G. BARRETT, CHRISTOPHER J. WRIGHT, and JONATHAN K. ROBERTSON, rather than CHRISTOPHER J. WRIGHT, JONATHAN K. ROBERTSON, PATRICK HUFFORD, TERRY ROLON and THOMAS STEHNACH. This error was discovered after the application was filed.
- 3. That all statements made herein of his/her own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

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Applicant: Joseph G. Barret.

Serial No.: 09/666,104

: September 20, 2000 Filed

Page : 2

Attorney's Doc. No.: 06975-074001 / Security 05

THOMAS STEHNACH

13307 Jasper Road

Fairfax, VA 22033 Title: Sr. METWO

Fish & Richardson P.C. 601 Thirteenth Street, NW Washington, DC 20005 Telephone: (202) 783-5070

Facsimile: (202) 783-2331

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit

Examiner: Unknown

Applicant: Joseph G. Barrett of a

Serial No.: 09/666,104 Filed: September 20, 2000

Title : SECURING AN ACCESS PROMDER

Commissioner for Patents Washington, D.C. 20231

## PETITION TO CORRECT INVENTORSHIP INVENTOR'S DECLARATION

#### PATRICK HUFFORD hereby declares:

- 1. That s/he is an/the original named inventor of the noted patent application.
- 2. That through error, without any deceptive intention on his/her part or that of any actual inventor, the above-captioned application was filed naming JOSEPH G. BARRETT, CHRISTOPHER J. WRIGHT, and JONATHAN K. ROBERTSON, rather than CHRISTOPHER J. WRIGHT, JONATHAN K. ROBERTSON, PATRICK HUFFORD, TERRY ROLON and THOMAS STEHNACH. This error was discovered after the application was filed.
- 3. That all statements made herein of his/her own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Applicant: Joseph G. Barret al

Serial No.: 09/666,104

Filed: September 20, 2000

Page: 2

Date: 27 MARCH, 2001

1/1/1-1

PAZRICK HUFZORD

Patrick Hufford

43082 Candlewick Square

Leesburg, VA 20176

Title: NETWOLK ENGINEER

Attorney's Doc No.: 06975-074001 / Security 05

Fish & Richardson P.C. 601 Thirteenth Street, NW Washington, DC 20005

Telephone: (202) 783-5070 Facsimile: (202) 783-2331

40047142.doc

As a below named inventor, I hereby declare that:

is attached hereto.

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled <u>SECURING AN ACCESS PROVIDER</u>, the specification of which:

	s filed on <u>September 20, 200</u> ptember 20, 2000	0 as Application Serial No	o. <u>09/666,104</u> and wa	as amended on
	described and claimed in PC	CT International Application		
•	state that I have reviewed and ns, as amended by any amend		f the above-identified	specification,
I acknowledge the duty to disclose all information I know to be material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56.				
I hereby application(s) liste	claim the benefit under Title ed below:	35, United States Code, §1	19(e)(1) of any United	d States provisional
U.	S. Serial No.	Filing Date	Stat	us
60/227,3		August 24, 2000	Pendi	
listed below and, and, and the United States applaced acknowledge the conference of Federal Regula	claim the benefit under Title insofar as the subject matter of ication in the manner provided that to disclose all informations, §1.56(a) which became atternational filing date of this	of each of the claims of this ed by the first paragraph of on I know to be material to e available between the filing	application is not dis Title 35, United State patentability as define	cclosed in the prior es Code, §112, I ed in Title 37, Code
U.S	S. Serial No.	Filing Date	Statı	us
application(s) for country other than for patent or inverthe United States	claim foreign priority benefit patent or inventor's certificat the United States of Americator's certificate or any PCT in of America filed by me on the which priority is claimed:	e or of any PCT internation a listed below and have als international application(s)	nal application(s) design o identified below any designating at least or	gnating at least one y foreign application ne country other than
Country	Application N	o. Filing	Date	Priority Claimed

I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

John F. Hayden, Reg. No. 37,640; Linda Liu Kordziel, Reg. No. 39,732; William E. Booth, Reg. No. 28,933; Ruffin B. Cordell, Reg. No. 33,487; John W. Freeman, Reg. No. 29,066; Timothy A. French, Reg. No. 30,175; G. Roger Lee, Reg. No. 28,963; Ralph A. Mittelberger, Reg. No. 33,195; John B. Pegram, Reg. No. 25,198; Rene D. Tegtmeyer, Reg. No. 33,567; Charles C. Winchester, Reg. No. 21,040; William D. Hare, Reg. No. 44,739; Diana DiBerardino, Reg. No. 45,653, Robert V. Racunas, Jr., Reg. No. 43,027; Walter K. Renner, Reg. No. 41,265; Joseph F. Key, Reg. No. 44,827; Gregory A. Walters, Reg. No. 41,366; Scott R. Boalick, Reg. No. 42,337; R. Whitney Winston, Reg. No. 44,432; Heather Morin, Reg. No. 37,336; Mark E. Wadrzyk, Reg. No. 45,187; and James R. Bramson, Reg. No. 41,632.

Address all telephone calls to W. KARL RENNER at telephone number (202) 783-5070.

Address all correspondence to W. KARL RENNER at:

FISH & RICHARDSON P.C. 601 Thirteenth Street, NW Washington, DC 20005

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Full Name of Inventor:	CHRISTOPHER J. WRIGHT		
Inventor's Signature:	In an	Date:	4-10-01
Residence Address:	Leesburg, VA		
Citizenship:	United States of America		
Post Office Address:	19334 Emerald Park Drive		
	Leesburg, VA 20175		
Full Name of Inventor:	JONATHAN K. ROBERTSON		
Inventor's Signature:	Jab & Ruto	Date:	27-MAR-2001
Residence Address:	Afton, VA		
Citizenship:	United States of America		
Post Office Address:	7222 Dell Avenue		
	Clifton, VA 20124		

ney's Docket No.: 06975-074001 Client's Ref. No.: Security 05

# Combined Declaration and Power of Attorney Page 3 of 3 Pages

Full Name of Inventor:	PATRICK HUFFORD		
Inventor's Signature:	Note Holon	Date:	3/22/01
Residence Address:	Legsburg, VA		7/ /
Citizenship:	United States of America		
Post Office Address:	Patrick Hufford		
	43082 Candlewick Square		
	Leesburg, VA 20176		
Full Name of Inventor:	TERRY ROLON		
Inventor's Signature:		Date:	
Residence Address:	Potomac Falls, VA		
Citizenship:	United States of America		
Post Office Address:	46168 Aisquith Terrace		
	Potomac Falls, VA 20165		
Full Name of Inventor:	THOMAS STEHNACH		
Inventor's Signature:	128 F	Date:	3/27/01
Residence Address:	Fairfax, VA		
Citizenship:	United States of America		
Post Office Address:	13307 Jasper Road		
	Fairfax, VA 22033		

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Applicant: Joseph G. Barrett et al.

Art Unit : Unknown

Serial No.: 09/666,104

Examiner: Unknown

Filed

: September 20, 2000

Title

: SECURING AN ACCESS PROVIDER

Commissioner for Patents Washington, D.C. 20231

#### PETITION TO CORRECT INVENTORSHIP **INVENTOR'S DECLARATION**

#### TERRY ROLON hereby declares:

- That s/he is an/the original named inventor of the noted patent application. 1.
- 2. That through error, without any deceptive intention on his/her part or that of any actual inventor, the above-captioned application was filed naming JOSEPH G. BARRETT, CHRISTOPHER J. WRIGHT, and JONATHAN K. ROBERTSON, rather than CHRISTOPHER J. WRIGHT, JONATHAN K. ROBERTSON, PATRICK HUFFORD, TERRY ROLON and THOMAS STEHNACH. This error was discovered after the application was filed.
- 3. That all statements made herein of his/her own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Applicant: Joseph G. Barrett

Serial No.: 09/666,104 Filed

: September 20, 2000

Date:\_\_\_\_\_

Page

TERRY ROLON	

Title: \_\_\_\_\_

46168 Aisquith Terrace Potomac Falls, VA 20165

Attorney's Docl. Jo.: 06975-074001 / Security 05

Fish & Richardson P.C. 601 Thirteenth Street, NW Washington, DC 20005 Telephone: (202) 783-5070

Facsimile: (202) 783-2331

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Attorney's Doc! No.: 06975-074001 / Security 05

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Joseph G. Barrett et al.

Art Unit : Unknown

Serial No.: 09/666,104

Examiner: Unknown

Filed

: September 20, 2000

Title

: SECURING AN PROVIDER

Commissioner for Patents Washington, D.C. 20231

> SENT OF ASSIGNEE NTORSHIP CORRECTION UNDER 37 CFR § 1.48(a)(5) AND § 3.73(b)

As an officer of the concern to which the noted application has been assigned, I hereby consent to the correction of inventorship of this application from the naming of JOSEPH G. BARRETT, CHRISTOPHER J. WRIGHT, and JONATHAN K. ROBERTSON to the naming of CHRISTOPHER J. WRIGHT, JONATHAN K. ROBERTSON, PATRICK HUFFORD, TERRY ROLON and THOMAS STEHNACH.

Under 37 CFR §3.73(b), America Online, Inc., a Delaware corporation, certifies that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of an assignment from inventors of the patent application identified above (copy attached). The executed assignment is being recorded concurrently with this filing in the United States Patent & Trademark Office by separate cover sheet.

The undersigned, whose title is supplied below, is empowered to act on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

June 6, 2001

Respectfully submitted,

& General C



Art Unit

Examiner: Unknown

Applicant: Joseph G. Barrett et al.

Serial No.: 09/666,104 \
Filed: September 20, 2000

Title : SECURING AN ACCESS PROVIDER

Commissioner for Patents Washington, D.C. 20231

## DECLARATION OF FACTS AS TO PROOF OF UNAVAILABILITY OF NON-SIGNING JOINT INVENTOR, TERRY ROLON

I, W. Karl Renner, having firsthand knowledge of the facts below, declare that the following statement of facts as to the unavailability of non-signing joint inventor are true to the best of my knowledge and belief:

- 1) On February 28, 2001, I sent a letter (Exhibit A) to Mr. Terry Rolon via Federal Express (Exhibit B Federal Express receipt), forwarding him a copy of the patent application as filed, a Combined Declaration and Power of Attorney, and a Petition to Correct Inventorship. No reply to this letter has been received from Mr. Terry Rolon. A letter from Federal Express (Exhibit C), dated April 26, 2001, states that the letter shipped on February 28, 2001, was delivered to Mr. Terry Rolon's last known address on March 1, 2001.
- 2) A letter (Exhibit D) from Joe Barrett, Vice President of Operations at America Online, Inc., dated April 27, 2001, confirmed that the last known address for Mr. Terry Rolon was 46168 Aisquith Terrace Potomac Falls, VA 20165. Mr. Rolon is a former Foundry employee who is a joint inventor with America Online employees.
- 3) On May 21, 2001, I sent a second letter (Exhibit E) to Mr. Terry Rolon via Federal Express (Exhibit F Federal Express receipt), again forwarding him a copy of the patent application as filed, a Combined Declaration and Power of Attorney, and a Petition to Correct Inventorship. No reply to this letter has been received from Mr. Terry Rolon. A Federal Express tracking sheet (Exhibit G) indicates that the letter was delivered on May 22, 2001.

Applicant: Joseph G. Barrett al.

Serial No.: 09/666,104

Filed: September 20, 2000

Page: 2

4) On June 25, 2001, I sent a third letter (Exhibit H) to Mr. Rolon via Certified Mail with Return Receipt Requested, again forwarding him a copy of the patent application as filed, a Combined Declaration and Power of Attorney, and a Petition to Correct Inventorship. The Return Receipt (Exhibit I) was signed by someone other than Mr. Rolon and returned to me.

5) After diligent effort, Mr. Rolon cannot be reached or found.

Respectfully submitted,

No.: 06975-074001 / Security 05

Date: 8/8/2001

W. Karl Renner Reg. No. 41,265

Fish & Richardson P.C. 601 Thirteenth Street, N.W. Washington, DC 20005 Telephone: (202) 783-5070

Facsimile: (202) 783-2331

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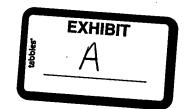
601 Thirteenth Street N.W. Washington, DC 20005

Telephone 202 783-5070

Facsimile 202 783-2331

www.fr.com

Web Site



Frederick P. Fish 1855-1930

W.K. Richardson 1859-1951 February 28, 2001

(VIA FEDERAL EXPRÈSS

Mr. Terry Rolon 46168 Aisquith Terrace Potomac Falls, VA 20165

Re: SECURING AN ACCESS PROVIDER

Applicant:

Joseph G. Barrett et al.

Application No.:

09/666,104

Filing Date:

September 20, 2000

Country:

United States

Your Ref.:

Security 05

Our Ref.:

06975-074001

DELAWARE

BOSTON

DALLAS

Dear Mr. Rolon:

NEW YORK SAN DIEGO

SILICON VALLEY

TWIN CITIES

WASHINGTON, DC

You were identified as an inventor in a patent application recently prepared at the request of AOL, and filed on September 20, 2000. A copy of the patent application, as filed, is attached and additional information can be found in the above header.

As you are an inventor of the named subject matter, we are required to obtain your review of the application and signature on the attached Declaration form evidencing such review. To that end, we ask that you sign and date the original Combined Declaration and Power of Attorney (at the red flag). The signature must be exactly as typed. It is not necessary to use a Notary for this document. Once you have signed the Declaration, please return it to us.

Also enclosed is an original and one copy of an Assignment document. We ask that you sign the Assignment (red flag) and have that document notarized (blue flag). The original and one copy should be returned to us. Please note that we have already forwarded a copy of the Declaration and Assignment for the other inventors to sign.

Also enclosed is a Petition to Correct Inventorship. Please sign, date, and return it to us with the other formal documents.

A memorandum attached to this letter explains the "Duty to Disclose." It is essential that you read this memorandum and call to our attention anything that you think might need to be disclosed to the Patent Office in an Information Disclosure Statement.

FISH & CHARDSON P.C.

February 28, 2001 (VIA FEDERAL EXPRESS) Page 2



The executed documents (Combined Declaration and Power of Attorney, Assignments (2), and Petition to Correct Inventorship) should be returned to us as soon as possible.

With best regards,

W. Karl Renner

WKR/afy

Enclosures 40048077.doc Align to

MATERIOR FISH & RICHARDSON 601 13TH ST 14 STE 901-5 HASHINGTON DC 20005 SHIF DATE 29FEB01 HDL # 126036671

RETURN DET : 1 LES MAN-AT

(202)626-6354

TO: Mr. Terry Rolon

46168 Aisquith Terrace Potomac Falls UA 20165

Fedex

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4614 8641 3000

REF: 06975-074001 JFK/afy

PRIORITY OVERNIGHT

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April 26,2001

ARLENE YATES FISH AND RICHARDSON 601 13TH ST NW WASHINGTON, DC 20005



MR. TERRY ROLON

46168 AISQUITH TERR

POTOMAC FALLS, VA

#### Dear ARLENE YATES:

Our records reflect the following delivery information for the shipment with the tracking number 461486413000. The package was released as authorized by the shipper/recipient.

#### **Delivery Information:**

Released By: 11117217

Delivered to: 46168 AISQUITH TER

Delivery Date: March 01, 2001

**Delivery Time:** 10:09 AM

#### Shipping Information:

Shipment Reference Information: 06975-074001 JFK/AFY

Tracking No: 461486413000 Ship Date: February 28, 2001

Shipper: FISH AND RICHARDSON Recipient:

601 13TH ST NW STE 901S WASHINGTON, DC 200053824

201650000 US

Thank you for choosing FedEx Express. We look forward to working with you in the future.

FedEx Worldwide Customer Service 1-800-Go-FedEx (1-800-463-3339) Reference No: 0426037414

This Information is provided subject to the FedEx Service Guide.

From: Customer Support (000)000-0000

FEDEX 3875 AIRWAYS BLVD

**MEMPHIS, TN, 38116** 

To: ARLENE YATES (000)000-0000 FISH AND RICHARDSON

601 13TH ST NW

WASHINGTON, DC, 20005



SHIP DATE: 27APR01 WEIGHT: 1 LBS

K # 7915 4007 37175251

ANDARD OVERNIGHT

MON Α1 Deliver by: 30APR01



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Schedule Courier

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- 2. Fold the printed page along the horizontal line.
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- 4. To print a receipt of your shipment, please click on "Shipping History."

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FedEx will not be responsible for any claim in excess of \$100 per package, whether the result of loss, damage, delay, non-delivery, misdelivery, or misinformation, unless you declare a higher value, pay an additional charge, document your actual loss and file a timely claim. Limitations found in the current FedEx Service Guide apply. Your right to recover from FedEx for any loss, including intrinsic value of the package, loss of sales, income interest, profit, attorney's fees, costs, and other forms of damage whether direct, incidental, consequential, or special is limited to the greater of \$100 or the authorized declared value. Recovery cannot exceed actual documented loss. Maximum for items of extraordinary value is \$500, e.g. jewerly, precious metals, negotiable instruments and other items listed in our Service Guide. Written claims must be filed within strict time limits, see current FedEx Service Guide.



RECE ED

MAY 0 2 2001

FISH & RICHARDSON P.C. WASHINGTON, D.C.

Mr. Joseph F. Key Fish & Richardson P.C. 601 Thirteenth Street, NW Washington, DC 200005



Dear Mr. Key:

April 27, 2001

The last known address that we have for Terry Rolon who had worked with Foundry is as follows:

Terry Rolon 46168 Aisquith Terrace Potomac Falls, VA 20165 703-421-2716 (H) 703-421-2728 (O)

Sorry we don't have any further information.

Sincerely,

Joe Barrett Vice President

**Network Operations** 

:tlt



Frederick P. Fish 1855-1930

W.K. Richardson 1859-1951 May 21, 2001 (VIA FEDERAL EXPRESS)

Mr. Terry Rolon 46168 Aisquith Terrace Potomac Falls, VA 20165

Re: SECURING AN ACCESS PROVIDER

Applicant:

Joseph G. Barrett et al.

Application No.:

09/666,104

Filing Date:

September 20, 2000

Country: Your Ref.:

United States Security 05

Our Ref.:

06975-074001

DALLAS DELAWARE

BOSTON

NEW YORK

Dear Mr. Rolon:

SAN DIEGO

SILICON VALLEY

TWIN CITIES

WASHINGTON, DC

You were identified as an inventor in a patent application recently prepared at the request of AOL, and filed on September 20, 2000. On February 28, 2001, we sent you a copy of the patent application along with formal papers for your signature. To date, we have not received a response from you. Another copy of the patent application, as filed, is attached.

As you are an inventor of the named subject matter, we are required to obtain your review of the application and signature on the attached Declaration form evidencing such review. To that end, we ask that you sign and date the original Combined Declaration and Power of Attorney (at the red flag). The signature must be exactly as typed. It is not necessary to use a Notary for this document. Once you have signed the Declaration, please return it to us.

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A memorandum attached to this letter explains the "Duty to Disclose." It is essential that you read this memorandum and call to our attention anything that you think might need to be disclosed to the Patent Office in an Information Disclosure Statement.

EXHIBIT

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601 Thirteenth Street N.W. Washington, DC 20005

Telephone 202 783-5070

Facsimile

Web Site

202 783-2331

www.fr.com

May 21, 2001 (VIA FEDERAL EXPRESS) Page 2

The executed documents (Combined Declaration and Power of Attorney, General Power of Attorney for any foreign filings, Assignments (2), and Petition to Correct Inventorship) should be returned to us as soon as possible.

With best regards,

W. Karl Renner

WKR/afy

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-Telephone 202 783-5070

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Web Site www.fr.com

**EXHIBIT** 

Frederick P. Fish 1855-1930

W.K. Richardson 1859-1951 June 25, 2001 (VIA CERTIFIED MAIL)

Mr. Terry Rolon 46168 Aisquith Terrace Potomac Falls, VA 20165

Re: SECURING AN ACCESS PROVIDER

Applicant:

Joseph G. Barrett et al.

Application No.:

09/666,104

Filing Date:

September 20, 2000

Country:

United States

Your Ref.:

Security 05

Our Ref.:

06975-074001

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WASHINGTON, DC

Dear Mr. Rolon:

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FISH & FRANCISON P.C.

June 25, 2001 (VIA CERTIFIED MAIL) Page 2

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With best regards,

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Mr. Joseph F. Key Fish & Richardson P.C. 601 Thirteenth Street, NW Washington, DC 200005 RECEIVED\_ Alic 1 3 2001 Group 2100

Dear Mr. Key:

April 27, 2001

The last known address that we have for Terry Rolon who had worked with Foundry is as follows:

Terry Rolon 46168 Aisquith Terrace Potomac Falls, VA 20165 703-421-2716 (H) 703-421-2728 (O)

Sorry we don't have any further information.

Sincerely,

႕၀်e Barrett Vice President Network Operations

:tlt